

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	CASE NO.: 05-275M
)	
Plaintiff,)	
)	
v.)	DETENTION ORDER
)	
TERRY EZELL,)	
)	
Defendant.)	

Offense charged:

Felon in Possession - Armed Career Criminal; Possession Cocaine Base with the Intent to Distribute

Date of Detention Hearing: July 1, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) The Complaint charges that defendant, having been convicted in King County, Washington of nine separate felonies, illegally possessed a semi-automatic pistol. He is also charged with a drug offense.

01 (2) Defendant has a lengthy criminal record, including the felony offenses referenced
02 in the Complaint. He has been found guilty of bail jumping, and has a number of failures to
03 appear.

04 (3) He was not interviewed by Pretrial Services. There is little information available
05 regarding his personal history, residence, family ties, ties to this District, income, financial assets
06 or liabilities, physical/mental health or controlled substance use if any.

07 (4) The defendant poses a risk of nonappearance based on a history of failing to
08 appear, and unverified background information. He poses a risk of danger due to extensive
09 criminal history.

10 (5) There does not appear to be any condition or combination of conditions that will
11 reasonably assure the defendant's appearance at future Court hearings while addressing the danger
12 to other persons or the community.

13 It is therefore ORDERED:

14 (1) Defendant shall be detained pending trial and committed to the custody of the
15 Attorney General for confinement in a correction facility separate, to the extent
16 practicable, from persons awaiting or serving sentences or being held in custody
17 pending appeal;

18 (2) Defendant shall be afforded reasonable opportunity for private consultation with
19 counsel;

20 (3) On order of a court of the United States or on request of an attorney for the
21 Government, the person in charge of the corrections facility in which defendant is
22 confined shall deliver the defendant to a United States Marshal for the purpose of
23 an appearance in connection with a court proceeding; and

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01 (4) The clerk shall direct copies of this Order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the United States
03 Pretrial Services Officer.

04 DATED this 1st day of July, 2005.

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07 Mary Alice Theiler
08 United States Magistrate Judge
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